

RACING AND GAMING COMMISSION[491]

Adopted and Filed

Pursuant to the authority of Iowa Code sections 99D.7 and 99F.4, the Racing and Gaming Commission hereby amends Chapter 1, “Organization and Operation,” Chapter 4, “Contested Cases and Other Proceedings,” Chapter 5, “Track, Gambling Structure, and Excursion Gambling Boat Licensees’ Responsibilities,” Chapter 6, “Occupational and Vendor Licensing,” and Chapter 11, “Gambling Games,” and rescinds Chapter 12, “Accounting and Cash Control,” Iowa Administrative Code, and adopts a new Chapter 12 with the same title.

Item 1 brings rule 491—1.7(99D,99F) up to date with the current trend of the industry.

Items 2 and 3 add language regarding applicants who pose an immediate danger to the public health, safety, or welfare in order for the commission representative to summarily suspend the occupational license.

Item 4 requires the licensee to adopt policies and procedures regarding gambling setoff to comply with the Iowa Code.

Item 5 requires fingerprinting of all applicants applying for an occupational license.

Item 6 removes redundancies in subrule 6.5(1) and allows more discretion to the commission representative on issuing occupational licenses.

Item 7 removes the definition for “EPROM.”

Item 8 amends the definition of “slot machine” to conform to industry standards.

Item 9 adds definitions for “currency” and “storage media.”

Items 10 to 13, 15, 16 and 18 combine current rules to eliminate redundancies and update the language to conform with current industry standards.

Item 14 requires proposals for gambling game-based tournaments to be submitted 14 days in advance.

Item 17 requires licensees to first look for similar progressive games prior to transferring the jackpot.

Item 19 rewrites Chapter 12 to eliminate redundancies and update the chapter to conform with current industry standards.

These amendments were published under Notice of Intended Action in the May 6, 2009, Iowa Administrative Bulletin as **ARC 7758B**. A public hearing was held on May 26, 2009. One change has been made since the Notice of Intended Action: The last sentence of subrule 1.7(6) has been revised as a result of comments received from the racing industry. Subrule 1.7(6) now reads as follows:

“**1.7(6)** Nurture of the racing industry. The commission will consider whether the proposed racetrack operation would serve to nurture, promote, develop, and improve the racing industry in Iowa and provide high-quality racing in Iowa. The commission will also consider if the proposed racetrack operation will maximize purses and is beneficial to Iowa breeders.”

These amendments will become effective September 16, 2009.

These amendments are intended to implement Iowa Code chapters 99D and 99F.

EDITOR’S NOTE: Pursuant to recommendation of the Administrative Rules Review Committee published in the Iowa Administrative Bulletin, September 10, 1986, the text of these amendments [amend Chs 1, 4 to 6, 11; adopt Ch 12] is being omitted. With the exception of the change noted above, these amendments are identical to those published under Notice as **ARC 7758B**, IAB 5/6/09.

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